

were active ingredients, whereas such glandular extracts possessed no therapeutic activity and, therefore, would not be effective either as appetite depressants in the treatment of obesity or for nonspecific protein therapy.

DISPOSITION: 10-22-54. Default—destruction.

4799. Antibiotic lozenges. (F. D. C. No. 37645. S. Nos. 18-081/87 M.)

QUANTITY: 29 shipping cartons containing a total of 237,300 tablets, 175 display cartons, each containing 20 retail cartons, and a number of empty retail and display cartons at New York, N. Y., in possession of Thompson Medical Co., Inc.

SHIPPED: Between 12-20-54 and 1-4-55, from Newark, N. J.

LABEL IN PART: (Retail carton) "Thompson Throataid Antibiotic Lozenges Fast Throat Relief Formula: Tyrothricin 1 mg. Benzocaine 5 mg. Cetyl Dimethyl Benzyl, Amonium Chloride 1 mg. Benzyl Alcohol 1:500 Pleasantly Flavored. 15 Lozenges Fast pain relief for sore throats due to colds, irritations, excessive smoking or speaking. Recommended for mouth and gum irritations and after tooth extractions * * * Distributed By Thompson Medical Company Inc. New York 1, N. Y."

ACCOMPANYING LABELING: Window streamers headed "Sore Throat * * * Thompson Throataid."

RESULTS OF INVESTIGATION: The article was shipped from Newark, N. J., in a number of shipping cartons and, after its receipt by the consignee, a portion of the article was repacked into the retail cartons. The retail cartons then were packed into the display cartons. The retail cartons, display cartons, and window streamers were printed for the consignee by printers located in New York, N. Y.

LIBELED: 2-9-55, S. Dist. N. Y.

CHARGE: 502 (a)—the labeling of the article while held for sale contained false and misleading representations that the article was an adequate and effective treatment for sore throat.

DISPOSITION: 2-16-55. Consent—claimed by Thompson Medical Co., Inc., and relabeled.

4800. Mary Mac Relax-O-Motor Massage Cushion. (F. D. C. No. 37974. S. Nos. 7-827/8 M.)

QUANTITY: 9 devices at Oklahoma City, Okla.

SHIPPED: During July 1954 and on 4-13-55 and 5-4-55, from Dallas, Tex., by McDaniel Mfg. Co.

ACCOMPANYING LABELING: Leaflets entitled "Here's New Mary Mac Relax O Motor Electric Mechanical Cushion," "Here's The Easy Way! New Mary Mac Relax O Motor Electric Mechanical Cushion," and "Mary Mac * * * Relax-O-Motor Amazing Deep Penetrating Motorized Massage," and post cards entitled "Miracle Mary Mac Relax-O-Motor Massage Cushion."

RESULTS OF INVESTIGATION: The device was a box with cushioned surfaces. It contained an electric motor which imparted a mechanical vibration to the cushioned surfaces when attached to household electric current.

LIBELED: 5-17-55, W. Dist. Okla.

CHARGE: 502 (a)—the labeling accompanying the device when shipped contained false and misleading representations that the device would aid digestion, improve blood circulation and elimination, relieve arthritis, asthma, varicose veins,

neuritis, and congestion, improve physical fitness, give the body new life and vigor, put pep into the body, and give the body pickup.

DISPOSITION: 1-20-56. Default—delivered to the Food and Drug Administration.

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PRODUCTS

| | N. J. No. | | N. J. No. |
|---|-------------------|--|-------------------|
| Amphetamine, dextro-, sulfate capsules..... | 4790 | Neulate capsules..... | 4791 |
| Anterior pituitary extract..... | 4797 | Neuralgia, remedy for. <i>See</i> | |
| Antibiotic lozenges..... | 4799 | Rheumatism, remedy for. | |
| Apiol and ergotin compound..... | 4786 | Neuritis, remedy for. <i>See</i> Rheu- | |
| Arthritis, remedy for. <i>See</i> Rheu- | | matism, remedy for. | |
| Artritina tablets..... | 4796 | Oil, mineral..... | 4789 |
| Bursitis, remedy for. <i>See</i> Rheu- | | Ovarian extract..... | 4797 |
| matism, remedy for. | | Oxytocic substance..... | 4786 |
| Devices..... | 4800 | Penicillin sodium salt..... | ² 4784 |
| Dextro-amphetamine sulfate cap- | | Peptic ulcers, remedy for..... | 4794 |
| sules..... | 4790 | Pituitary, anterior, extract..... | 4797 |
| Diabena..... | ¹ 4793 | whole, tablets..... | ² 4785 |
| Diabetes, remedy for..... | ¹ 4793 | Quinine hydrochloride..... | ³ 4787 |
| Emmenagogue..... | 4786 | Reclu capsules..... | 4794 |
| Glanfime..... | 4798 | Reducing preparation..... | 4798 |
| Gout, remedy for. <i>See</i> Rheu- | | Rejuvenators..... | 4782, 4783 |
| matism, remedy for. | | Relax-O-Motor Massage Cush- | |
| Honey with Royal Jelly..... | 4783 | ion, Mary Mac..... | 4800 |
| Ipecac root..... | 4792 | Rheumatism, remedy for..... | 4796 |
| Jel Royale tablets..... | 4782 | Root, ipecac..... | 4792 |
| Lozenges, antibiotic..... | 4799 | Rutinfusion..... | 4788 |
| Lumbago, remedy for. <i>See</i> | | Sciatica, remedy for. <i>See</i> Rheu- | |
| Rheumatism, remedy for. | | matism, remedy for. | |
| Mannitrau tablets..... | 4781 | Serpenitrite tablets..... | 4781 |
| Mary Mac Relax-O-Motor Mas- | | Sinusitis, remedy for..... | 4795 |
| sage Cushion..... | 4800 | Sore throat, remedy for..... | 4799 |
| Massage Cushion, Mary Mac | | Trumac tablets..... | 4795 |
| Relax-O-Motor..... | 4800 | Ulcers, peptic, remedy for..... | 4794 |
| Mineral oil..... | 4789 | Veterinary preparation..... | 4783 |
| | | Women's disorders, remedies for. | 4797 |

¹ (4793) Seizure contested. Contains opinion of the court.

² (4784, 4785) Seizure contested.

³ (4787) Prosecution contested.

U. S. Department of Health, Education, and Welfare
FOOD AND DRUG ADMINISTRATION

**NOTICES OF JUDGMENT UNDER THE FEDERAL FOOD,
DRUG, AND COSMETIC ACT**

[Given pursuant to section 705 of the Food, Drug, and Cosmetic Act]

4801-4840

DRUGS AND DEVICES

The cases reported herewith were instituted in the United States district courts by United States attorneys, acting upon reports submitted by the Department of Health, Education, and Welfare. They involve drugs which are required at time of interstate shipment to bear a label containing the statement "Caution: Federal law prohibits dispensing without prescription," and which were dispensed after such shipment without a prescription or by refilling a prescription without authorization. This dispensing was contrary to Section 503 (b) (1), and thereby resulted in the dispensed drugs being misbranded while held for sale.

Published by direction of the Secretary of Health, Education, and Welfare.

GEO. P. LARRICK, *Commissioner of Food and Drugs.*
WASHINGTON, D. C., November 27, 1956.

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